Application No.: 10/791,753

Reply to Office Action Dated: April 13, 2007

## **BASIS FOR THE AMENDMENT**

Claims 4, 9 and 15 have been amended as supported by the original claims.

No new matter is believed to have been added by entry of this amendment. Entry and favorable reconsideration are respectfully requested.

Upon entry of this amendment Claims 1-6 and 8-17 will now be active in this application. Claims 1-3 and 5 stand withdrawn from further consideration as being drawn to non-elected subject matter.

Application No.: 10/791,753

Reply to Office Action Dated: April 13, 2007

**REMARKS** 

Applicants wish to thank Examiner Leith for the helpful and courteous discussion

with Applicants' Representative on June 29, 2007. During this discussion it was noted that

Maor et al may be overcome by deleting Zizyphus jujuba, from Claims 4, 9 and 15. The

claims have been so amended.

Maor et al fail to disclose or suggest using the remaining plants of Claims 4, 9 and 15.

Therefore, the rejections of the claims over Maor et al is believed to be unsustainable

as the present invention is neither anticipated nor obvious and withdrawal of this rejection is

respectfully requested.

Applicants note that Claim 1 stands withdrawn according to the Summary of the

Office Action. Thus, it appears that Claim 1 should not have been included in the rejections,

or alternatively withdrawal of the restriction requirement with regard to Claim 1 should be

indicated.

This application presents allowable subject matter, and the Examiner is kindly

requested to pass it to issue. Should the Examiner have any questions regarding the claims or

otherwise wish to discuss this case, he is kindly invited to contact Applicants' below-signed

representative, who would be happy to provide any assistance deemed necessary in speeding

this application to allowance.

Respectfully submitted.

OBLON, SPIVAK, McCLELLAND,

MAIER & NEUSTADT, P.C.

Norman F. Oblon

Customer Number

22850

Tel: (703) 413-3000 Fax: (703) 413 -2220

NFO: KAG:

Kirsten A. Grueneberg, Ph.D.

Registration No.: 47,297

8